

UNITED STATES DISTRICT COURT FOR THE  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

UNITED STATES OF AMERICA,  
Plaintiff,  
v.  
GIZACHEW WONDIE,  
Defendant.

NO. CR18-315 RAJ  
PROTECTIVE ORDER

This matter having come before the Court on a Stipulated Motion for Entry of a Discovery Protective Order, the Court hereby enters the following:

DISCOVERY PROTECTIVE ORDER

A. Definitions

As used in this Order, the term “Protected Material” means King County search warrant materials and law enforcement reports of investigation marked by the government as “Protected Material.” “Sensitive Material” means limited information contained within the “Protected Material” that is highly law enforcement sensitive, marked by the government as “Sensitive Material.”

B. Permissible Disclosure of Protected Material and Sensitive Material

To comply with the government’s discovery obligations, the United States will make available copies of the Protected Material to defense counsel. Possession of the

1 Protected Material is limited to defense counsel, his/her investigators, paralegals,  
2 assistants, law clerks, and experts (“members of the defense team”).

3 Members of the defense team may not provide copies of the Protected Material to  
4 other persons, including to the defendant. Members of the defense team may review the  
5 Protected Material with the defendant. The defendant may visually inspect and review  
6 such documents, but shall not be allowed to possess and maintain Protected Material.

7 The government will provide to the defense redacted copies of documents  
8 containing Sensitive Material. These redacted documents will be treated as Protected  
9 Material. In addition, the government will make unredacted copies of these documents  
10 available for defense counsel’s review at the United States Attorney’s Office. Defense  
11 counsel will not share the Sensitive Material with anyone outside of the defendant’s  
12 litigation and investigative team. Defense counsel will not disseminate in any manner the  
13 contents of the Sensitive Material with any third parties, including the defendant.

#### 14 C. Filing

15 If any Protected Material or Sensitive Material is filed in court or otherwise  
16 disseminated as part of litigation, the parties shall file such information under seal. This  
17 does not entitle either party to seal their filings as a matter of course. The parties are  
18 required to comply in all respects with the relevant local and federal rules of criminal  
19 procedure pertaining to the sealing of court documents.

#### 20 D. Maintenance

21 Members of the defense team shall keep any Protected Material secured whenever  
22 the Protected Material is not being used in furtherance of their work in the above-captioned  
23 case. All documents containing Protected Material shall be returned to the United States,  
24 or destroyed, once all charges are resolved by dismissal or by final conviction. The  
25 provisions of this Order shall not terminate at the conclusion of this prosecution.

#### 26 E. Modification

27 In the event that compliance with this Order makes it difficult for defense counsel  
28 to adhere to their Sixth Amendment obligations, or otherwise imposes an unworkable

1 | burden on counsel, defense counsel shall bring any concerns about the terms of the Order  
2 | to the attention of the government. The parties shall then meet and confer with the intention  
3 | of finding a mutually acceptable solution. In the event that the parties cannot reach such a  
4 | solution, defense counsel shall bring any concerns about the scope or terms of the Order to  
5 | the attention of the Court.

6 |       The parties may modify this Order, as necessary, by filing with the Court a  
7 | Stipulated Order Modifying the Protective Order, or by other order of the Court.

8 |       DATED this 17th day of July, 2019.

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11 |       The Honorable Richard A. Jones  
12 |       United States District Judge  
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